Case 5:	11-cv-01418-VAP-DTB	Document 13-2	Filed	09/30/11	Page 1 of 2	Page ID #:146				
1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	CENTRAL DISTANCE ALADDIN ZACKAI and on behalf of other general public similar behalf of aggrieved eto the Private Attornet ("PAGA");  Plaintiff	UNITED STAT STRICT OF CA RIA, individualler members of the rly situated, and employees pursualleys General Act	ES DI	ISTRICTORNIA - Case No. (DTBx) Honorab CLASS PLAINTI	COURT - EASTERN - EDCV11-0 - le Virginia A - ACTION - SED] ORDER	DIVISION  1418 VAP  A. Phillips  GRANTING ZACKARIA'S				
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11	Т	INITED STAT	FC Di	CTDICT	COURT					
12	UNITED STATES DISTRICT COURT CENTRAL DISTRICT OF CALIFORNIA - EASTERN DIVISION									
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14	and on behalf of other	RIA, individually or members of the	y, e		. EDCV11-0	1418 VAP				
15	general public simila behalf of aggrieved e	erly situated, and on employees pursuant eys General Act	on ant	Honorable Virginia A. Phillips <u>CLASS ACTION</u>						
16	("PAGA");									
17	Plaintiff	,		PROPOS	SED] ORDER	GRANTING				
18	vs.				TO REMANI					
19 20	WAL-MART STOR Delaware corporation through 100, inclusive	RES, INC., a on; and DOES 1 ive,		Date: November 7, 2011 Time: 2:00 p.m. Place: Courtroom 2						
21	Defenda					ıgust 3, 2011				
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	ORDER GRANTING MOTION TO REMAND									

**ORDER** 

Aladdin Zackaria's ("Plaintiff") Motion to Remand came for a hearing before this Court on November 7, 2011, at approximately 2:00 p.m., in Courtroom 2 of the United States District Court for the Central District of California, Eastern Division. The Court has reviewed Plaintiff's moving papers, Defendant's opposition, and Plaintiff's reply brief in connection with the motion. The Court has also considered oral argument and all evidence presented at the hearing.

Plaintiff's Motion to Remand is hereby **GRANTED**. Defendant removed this action from the Superior Court of the State of California for the County of San Bernardino pursuant to 28 U.S.C. § 1332(d). However, as Plaintiff's moving papers have demonstrated, Defendants failed to carry their burden of establishing that the amount in controversy exceeds \$5,000,000. Moreover, this Court declines to exercise jurisdiction over a Private Attorneys General Act ("PAGA") claimant. Accordingly, pursuant to 28 U.S.C. § 1447, the above-entitled action is hereby remanded to the Superior Court of the State of California for the County of San Bernardino.

IT IS SO ORDERED.

Dated:	 				
	He	on. Virginia	A. Phillips	hillips	
	Ju	dge of the U	.S. District C	Court	
	1		EDCV11-014	18 VAP (DTBx)	

ORDER GRANTING MOTION TO REMAND